



ROBINSON MCFADDEN
ATTORNEYS AND COUNSELORS AT LAW

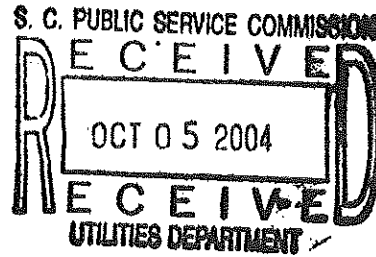
ROBINSON, MCFADDEN & MOORE, P.C.

COLUMBIA | GREENVILLE

October 1, 2004

HAND DELIVERED

Mr. George N. Dorn, Jr.
Executive Director
Public Service Commission of South Carolina
Synergy Business Park, Saluda Building
101 Executive Center Drive
Columbia, SC 29210



SC PUBLIC SERVICE
COMMISSION

2004 OCT -1 AM 11:56

RECEIVED

**Re: Time Warner Cable Information Services
Application to Amend Certificate – Rural ILECs
Our File No. 03027-0065**

Dear Mr. Dorn:

Enclosed for filing please find the Application of Time Warner Cable to amend its certificate of public convenience and necessity to provide telephone services within the service areas of certain incumbent telephone companies who currently have a rural exemption. Please date-stamp the extra copies of the Application as proof of filing and return them with our courier.

If you have any questions, please have someone on your staff contact me.

Very truly yours,

ROBINSON, MCFADDEN & MOORE, P.C.

Bonnie D. Shealy
Bonnie D. Shealy

/bds
Enclosures

cc/enc: Ms. Charlene Keys (via email)
Julie Y. Patterson, Esquire (via email)
Vincent Paladini, Esquire (via email)

SA-5

ACCEPTED
Legal 2002/10-4-04

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

POSTED
06/10/04

DOCKET NO. 2004.280.C

IN RE: Application of Time Warner Cable Information)
Services (South Carolina), LLC, d/b/a Time)
Warner Cable to amend its Certificate of Public)
Convenience and Necessity to Provide)
Interexchange and Local Voice Services in)
Service Areas of Certain Incumbent Carriers)
who Currently have a Rural Exemption)

SO PUBLIC SERVICE
COMMISSION
2004 OCT -1 AM 11:56
RECEIVED

**Application of Time Warner Cable
Information Services (South Carolina), LLC**

Pursuant to Section 253 of the Telecommunications Act of 1996, South Carolina Code Section 58-9-280, and the Rules and Regulations of the Commission, Time Warner Cable Information Services (South Carolina), LLC, doing business as Time Warner Cable, ("TWCIS" or "Applicant"), hereby submits this Application to amend its Certificate of Public Convenience and Necessity under Order No. 2004-213 to authorize TWCIS to serve customers in certain areas where incumbent telephone companies currently have a rural exemption under 47 U.S.C. Section 251(f)(1). Specifically TWCIS seeks to provide interexchange and local voice services in the service areas of the following incumbent local exchange carriers: Farmers Telephone Cooperative, Inc. ("Farmers Telephone"); Fort Mill Telephone Company, d/b/a Comporium Communications, Inc. ("Ft. Mill Telephone"); Home Telephone Company, Inc. ("Home Telephone"); PBT Telecom, Inc. ("PBT"); and St. Stephen Telephone Company ("St. Stephen") (collectively "ILECs").

In Docket No. 2003-362-C, TWCIS was authorized to implement an alternative regulatory plan under S.C. Code Sections 58-9-575 and 58-9-585 and would like to operate under the same scheme in the service areas described in this application. In support of its Application and in compliance with the Commission's Rules and Regulations, TWCIS submits the following information:

1. Time Warner Cable Information Services (South Carolina), LLC is the legal name of the Applicant. Applicant's principal place of business is:

Time Warner Cable Information Services (South Carolina), LLC
290 Harbor Drive
Stamford, Connecticut 06902

2. Communications relating to this application should be directed to TWCIS's attorney of record:

Frank R. Ellerbe, III
Bonnie D. Shealy
Robinson McFadden & Moore, P.C.
Post Office Box 944
Columbia, South Carolina 29202
Telephone (803) 779-8900
Facsimile (803) 252-0724

And

Julie Y. Patterson, Esquire
Vincent Paladini, Esquire
290 Harbor Drive
Stamford, Connecticut 06902
Phone: 203-328-0671
Fax: 203-328-4840

3. Questions concerning TWCIS's ongoing operations should be directed to:

Julie Y. Patterson
290 Harbor Drive
Stamford, Connecticut 06902
Phone: 203-328-0671
Fax: 203-328-4840

4. Customer inquiries or complaints should be directed to:

Julie Y. Patterson
290 Harbor Drive
Stamford, Connecticut 06902
Phone: 203-328-0671
Fax: 203-328-4840

And

Charlene Keys, Vice President & General Manager, Digital Phone
Time Warner Cable
293 Greystone Boulevard
Post Office Box 211961
Columbia, South Carolina 29221
Phone: 803-799-2646
Fax: 803-251-5389

5. The name and address of TWCIS's registered agent in South Carolina is:

CT Corporation System
75 Beattie Place
Greenville, South Carolina 29601

6. TWCIS is limited liability company organized under the laws of the State of Delaware. TWCIS incorporates by reference the Articles of Organization and Operating Agreement and its certificate of Authority to Transact Business in South Carolina which were provided in its initial certification application in Docket No. 2003-362-C.

7. The Commission concluded in Order No. 2004-213 that TWCIS is financially qualified to provide local and interexchange services in South Carolina. As indicated in its initial application which is incorporated by reference Time Warner Entertainment Company, L.P. is committed to providing necessary financial support to TWCIS's service offerings in South Carolina.

8. In Order No. 2004-213, the Commission concluded that TWCIS possesses the managerial and technical resources to provide telecommunications services. TWCIS will rely on the individuals identified in Docket No. 2003-362-C for technical and managerial support for its South Carolina operations in the service areas of the ILECs.

9. TWCIS plans to provide facilities-based local and long distance Internet protocol ("IP") voice service, targeted to the residential market in ILEC's service areas under the alternative regulatory scheme approved in Docket No. 2003-362-C pursuant to the current South Carolina Tariff No. 1 which is on file with the Commission and incorporated by reference.

10. Except as noted herein in any applicable waiver request, TWCIS will abide by all applicable statutes and all applicable Orders, rules, and regulations entered and adopted by the Commission.

11. TWCIS will participate to the extent it may be required to do so by the Commission in the support of universally available telephone service at affordable rates.

12. The Commission granted TWCIS certain waivers of its regulatory requirements in Order No. 2004-213; and TWCIS respectfully requests a continued waiver of the same requirements in regard to this request to amend its certificate for these additional service areas. More specifically, the Commission waived the requirements of S.C. Code Ann. Regs. 103-610, 103-631, 103-622.1(d), and that TWCIS be exempt from any record-keeping rules or regulations that might require a carrier to maintain its financial records in conformance with the Uniform System of Accounts.

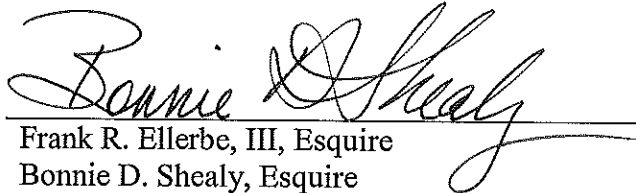
13. In recognition of the currently unsettled nature of the issues surrounding the appropriate regulatory treatment of IP-based voice services such as proposed by the Applicant, nothing in this submission should be construed as a concession or agreement by TWCIS that the services at issue in this Application constitute telecommunications services, local exchange services, common carrier offerings, or services that are otherwise subject to federal or state regulation, nor that the entity or entities providing them constitute telecommunications carriers, telecommunications providers, local exchange carrier, interexchange carriers, common carriers, or other regulated entities.

WHEREFORE, Time Warner Cable Information Services (South Carolina), LLC respectfully requests that the Commission issue it a Certificate of Public Convenience and Necessity authorizing it to provide local and interexchange voice services in the service areas of Farmers Telephone; Fort Mill Telephone; Home Telephone; PBT; and St. Stephen.

Dated this 1 day of October, 2004.

Respectfully submitted,

ROBINSON, MCFADDEN & MOORE, P.C.

A handwritten signature in cursive script, reading "Bonnie D. Shealy", written over a horizontal line.

Frank R. Ellerbe, III, Esquire
Bonnie D. Shealy, Esquire
Robinson, McFadden & Moore, P.C.
1901 Main Street, Suite 1200
Post Office Box 944
Columbia, South Carolina 29202

Telephone: 803-779-8900
Fax: 803-252-0724